

UNITED STATES

213482

| | |
|--|----------------------------------|
| UTILITY PATENT APPLICATION DECLARATION AND POWER OF ATTORNEY - ORIGINAL APPLICATION | ATTORNEY'S DOCKET NO. 207,800 |
|--|----------------------------------|

As a below named inventor, I hereby declare that:
My residence, post office address and citizenship are as stated below next to my name:
I verily believe I am the original, first and sole inventor (if only one name is listed below) or a joint inventor (if plural inventors are named below) of the invention entitled: **System and method for the cultivation/movement of plants**

the specification of which

☐ is attached hereto.
☒ was filed on August 31, 2006 as Application No. 10/591,569 and was amended on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above. I acknowledge my duty to disclose information of which I am aware which is material to the patentability of this application under 37 CFR 1.56(a): the invention has not been patented or made the subject of an inventor's certificate issued before the date of this application in any country foreign to the United States of America on an application filed by me or my legal representatives or assigns more than twelve months prior to this application; and as to applications for patents or inventor's certificate on the invention filed in any country foreign to the United States prior to this application by me or my legal representatives or assigns.

☐ no such applications have been filed, or
☒ such application(s) have been filed as follows:

| EARLIEST FOREIGN APPLICATION(S), IF ANY, FILED WITHIN 12 MONTHS PRIOR TO THIS APPLICATION | | | | |
|---|--------------------|-----------------------------------|----------------------------------|-----------------------------------|
| Country | Application Number | Date of Filing (day, month, year) | Date of Issue (day, month, year) | Priority Claimed Under 35 USC 119 |
| The Netherlands | 1025625 | 3 March 2004 | | Yes |
| | | | | |
| ALL FOREIGN APPLICATIONS, IF ANY, FILED MORE THAN 12 MONTHS PRIOR TO THIS APPLICATION | | | | |
| | | | | |
| | | | | |

I hereby claim the benefit under Title 35, United States Code § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112. I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application.

| | | |
|-------------------------|---------------|--|
| (Application Serial No) | (Filing date) | (Status: patented, pending, abandoned) |
| (Application Serial No) | (Filing date) | (Status: patented, pending, abandoned) |

Power of Attorney: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

Jeffrey A. Schwab, Registration Number 24,490
Thomas E. Spath, Registration Number 25,928
Jay S. Cinamon, Registration Number 24,156
Joseph J. Catanzaro, Registration Number 25,837

Anthony Coppola, Registration Number 41,493
Alan D. Gilliland, Registration Number 26,549
Anthony J. Natoli, Registration Number 36,223

Send correspondence to:

ABELMAN FRAYNE & SCHWAB
666 Third Avenue
New York, NY 10017-5612

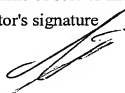
Direct telephone calls to:

Jeffrey A. Schwab, Thomas E. Spath,
Jay S. Cinamon, Joseph J. Catanzaro,
Alan D. Gilliland, Anthony Coppola
or Anthony J. Natoli
at (212) 949-9022

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor: **KAP, Cornelis**

Inventor's signature



Date

4-7-06

Country of Citizenship: the Netherlands

Residence: Honselersdijk, the Netherlands

Post Office Address: Nieuweweg 53A, NL-2675 BG HONSELERSDIJK, the Netherlands

ABELMAN, FRAYNE, SCHWAB 666 Third Avenue, New York, NY 10017-5612